

Resolution authorizing a settlement to Lincoln Freight for a disputed vehicle damage claim due to an auto accident involving a Franklin County Sheriff's Deputy (Sheriff) (\$536.30)

WHEREAS, on August 28, 2009, Franklin County Sheriff's Deputy Kevin Foos was involved in an auto accident; and

WHEREAS, a moving vehicle, owned by Lincoln Freight was struck in the rear bumper by a detective vehicle West of the Broad Street entrance ramp, traveling on I-70 West bound; and

WHEREAS, both vehicles sustained damage in the accident, but no injuries were reported; and

WHEREAS, Franklin County will pay for the damage in the amount of Five Hundred Thirty Six Dollars and Thirty cents (\$536.30) for the damages done to their vehicle in the accident that occurred on August 28, 2009; and Lincoln Freight has accepted contingent on approval by the Commissioners; and

WHEREAS, the above described settlement fairly compensates Lincoln Freight for the damages to their vehicle; and

WHEREAS, by agreeing to this settlement, neither Deputy Kevin Foos, the Franklin County Commissioners, nor the Franklin County Sheriff's Office admits to any negligence or liability arising out of the auto accident; and

WHEREAS, the above described settlement, recommended by Franklin County Fleet Management, and the Prosecuting Attorney's Office, deems it to be in the best interest of the Franklin County Board of Commissioners and the Franklin County Sheriff's Office to settle the vehicle claim for Five Hundred Thirty Six Dollars and Thirty cents (\$536.30); and

BE IT RESOLVED BY THE FRANKLIN COUNTY COMMISSIONERS:

1. That the above-referenced settlement in the amount of Five Hundred Thirty Six Dollars and Thirty cents (\$536.30) is in the best interest of the Franklin County Commissioners, Franklin County Sheriff's Office and the Department of Fleet Management and the same is hereby approved.

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2. That upon execution of a full release in favor of the Franklin County Commissioners, Department of Fleet Management and the Franklin County Sheriff's Office that is satisfactory to the Prosecutor's Office; a warrant be issued payable to Lincoln Freight, and forwarded to 8417 Amparan Road, Laredo, Texas 78045 as full and final settlement of this matter.
3. The attached Purchase Order in the amount of Five Hundred Thirty Six Dollars and Thirty cents (\$536.30) is hereby approved.

Prepared by: Albert Smith, Sheriff's Office, Budget Officer

cc: Bill Stehle, Assistant Prosecuting Attorney
Fleet Management
Sheriff, Department of Finance